

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

JOHN HARVEY,	:	Civil Action No.: 1:23-cv-12798
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
TRINETX, LLC, SHIELDS CARSTARPHEN,	:	
and JENNIFER EAGAN,	:	
	:	
Defendants.	:	

DEFENDANTS' MOTION TO DISMISS OR STRIKE

Defendants TriNetX, LLC (“TriNetX”), Shields Carstarphen (“Ms. Carstarphen”), and Jennifer Eagan (“Ms. Eagan”) (collectively “Defendants”) hereby move to dismiss Counts III, IV, VI, VII, VIII, and XI, and strike portions of Counts I and V asserted in Plaintiff’s First Amended Complaint. As grounds for this request, the Defendants rely on the Memorandum of Law submitted herewith.

WHEREFORE, Defendants respectfully request that this Honorable Court dismiss with prejudice Counts III, IV, VI, VII, VIII and XI, and strike portions of Counts I and V asserted in Plaintiff’s First Amended Complaint.

The Defendants request a hearing on this Motion.

Respectfully submitted,
Defendants TriNetX, LLC, Shields
Carstarphen, and Jennifer Eagan
By their attorneys,

/s/ Mark C. Preiss

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DATED: February 15, 2024

CERTIFICATE OF SERVICE

I hereby certify that, on February 15, 2024, a true and accurate copy of the foregoing pleading, filed through the ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing.

/s/ Mark C. Preiss

Mark Preiss